

State of Kansas
Department of Health and Environment

Public Notice Concerning Kansas / Federal
Water Pollution Control Permits and Applications

State of Kansas
Department of Health and Environment
Division of Environment-Bureau of Water
1000 SW Jackson St., Suite 420
Topeka, Kansas 66612-1367
Telephone: (785) 296-6432 - Ag Permits
(785) 296-5517 - All Others

Public Notice No. KS-AG-19-214/221
Public Notice No. KS-Q-19-124/126

Beginning Date: June 20, 2019
Comments Due: July 20, 2019

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 17, 28-18a-1 through 33, 28-16-150 through 154, 28-46-7, and the authority vested with the State by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation, and reissuance of the designated permit or termination of the designated permit.

Public Notice No. KS-AG-19-214/221

Pending Permits for Confined Feeding Facilities

<u>Name and Address of Applicant</u>	<u>Legal Description</u>	<u>Receiving Water</u>
Luke Knight Knight Feedlot, Inc. 1768 Avenue J Lyons, KS 67554	E/2 of Section 23 T19S, R08W Rice County	Lower Arkansas River Basin

Kansas Permit No.: A-ARRC-C002

Federal Permit No.: KS0116157

This permit is being re-issued with modifications to increase the feedlot maximum capacity from 20,000 (20,000 animal units) to 35,000 head (35,000 animal units) of cattle weighing greater than 700 pounds. The existing facility consists of approximately 97.7 acres of open lot pens and associated feedlot areas, and 4.2 acres of extraneous area. Existing wastewater is collected by six sediment basins and three separate retention control structures (RCS). Proposed modifications include 1) the construction of approximately 8.2 acres of open lot pens in the southwest corner of the facility and 2) construction of approximately 177 acres of open lot pens and associated feedlot areas to the west of the current facility. The west expansion wastewater is collected with seven collection channels, a west sediment basin, and West RCS.

Scott Foote – General Manager
Hoxie Feedyard, Inc.
3522 North Road 70 West 60
Hoxie, KS 67740

All of Section 28
and N/2 & SE/4 of Section 33
T07S, R29W
Sheridan County

Solomon
River Basin

Kansas Permit No.: A-SOSD-C002

Federal Permit No.: KS0117897

This permit is being modified and reissued for an existing facility that is expanding the head capacity to 80,000 head (80,000 animal units) of cattle weighing greater than 700 pounds. Construction of 94 acres of additional pens will be constructed in the southeast quarter with a sediment basin that drains to RCS 9 via drainage ditch. This represents an increase in animal units from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Craig Staab
Ox Town, LLC
1580 Ox Town Dr
Tribune, KS 67879

E/2 of Section 20
T16S, R40W
Greeley County

Smoky Hill
River Basin

Kansas Permit No.: A-SHGL-C001

Federal Permit No.: KS0115665

This permit is being re-issued for a confined animal feeding operation for 27,500 head (27,500 animal units) of cattle weighing more than 700 pounds. This represents an increase in the permitted animal units from the previous permit. Proposed facility modifications include 44 acres of additional confined feeding pens on the southwest corner of the facility and an additional sedimentation basin and wastewater retention structure. This facility has an approved Nutrient Management Plan on file with KDHE.

Brookover Feed Yards, Inc.
Brookover Ranch Feed Yard
P.O. Box 917
Garden City, KS 67846

E/2 & SW/4 of Section 2,
SE/4 of Section 35,
SW/4 of Section 36,
and NW/4 of Section 1
All Sections in T25S, R32W
Finney County

Upper Arkansas
River Basin

Kansas Permit No.: A-UAFI-C016

Federal Permit No.: KS0080918

This is a renewal permit for an existing facility for 35,000 head (35,000 animal units) of cattle weighing more than 700 pounds. There is no change in the permitted animal units. This facility has an approved Nutrient Management Plan on file with KDHE.

Stan Kaiser
Golden Belt Feeders, Inc.
P.O. Box 307
St. John, KS 67576

All or part of Sections
17, 19, 20 & 28
T22S, R13W
Stafford County

Arkansas River
Basin

Kansas Permit No.: A-ARSF-C001

Federal Permit No.: KS0115240

An update to the Nutrient Management Plan (NMP) was received for this existing facility currently permitted for 26,250 head (26,250 animal units) of cattle weighing greater than 700 pounds. The facility's NMP was updated to include the addition of two new application fields. There are no changes to the permit or in the permitted number of animal units. Only the updated portions of the Nutrient Management Plan are subject to comment. This facility has an approved Nutrient Management Plan on file with KDHE.

Clayton Carothers
Clayton Carothers
18803 Maddox Rd
La Cygne, KS 66040

NW/4 of Section 23
T20S, R23E
Linn County

Marais des Cygnes
River Basin

Kansas Permit No.: A-MCLN-S007

This is a renewal permit for an existing facility for 878 head (351.2 animal units) of swine weighing more than 55 pounds and 360 head (36 animal units) of swine weighing 55 pounds or less, for a total of 387.2 animal units. There has been no change in animal units from the last permit.

Michael Reed
Mike Reed Farm
17027 Wallace Rd
Oswego, KS 67356

S/2 of Section 21
and N/2 of Section 28
T32S, R21E
Labette County

Neosho River Basin

Kansas Permit No.: A-NELB-B002

This is a renewal permit for an existing facility for 100 head (100 animal units) of cattle weighing greater than 700 pounds and 300 head (150 animal units) of cattle weighing 700 pounds or less, for a total of 250 animal units. This is a 749 animal unit decrease from the last permit.

John & Kenna Hutto
John & Kenna Hutto
6663 SE Messer Rd
Galena, KS 66739

SE/4 of Section 19
T33S, R25E
Cherokee County

Neosho River Basin

Kansas Permit No.: A-NECK-S006

This is a renewal permit for an existing facility for 0 animal units. There has been a 600 animal unit reduction from the last permit. This facility will be closing their permit and has a KDHE approved closure plan.

Public Notice No.: KS-Q-19-124/126

The requirements of the draft permit public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28 (b-g), and Federal Surface Water Criteria.

<u>NAME AND ADDRESS OF APPLICANT</u>	<u>RECEIVING STREAM</u>	<u>TYPE OF DISCHARGE</u>
Day & Zimmermann Kansas LLC 21017 Scott Road Parsons, KS 67357	Neosho River via Labette Creek	Process Wastewater

Kansas Permit No. I-NE55-PO09

Federal Permit No. KS0099945

Legal Description: Lat. 37.2958, Long. -95.1833

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility, as a privately-owned business, will continue production activities of the former Kansas Army Ammunition Plant that will include ammunition load/assemble/pack operations from two areas with discharge. Domestic waste is discharged to the Great Plains Development Authority sanitary sewer system. The proposed permit contains limits for total suspended solids, oil and grease, cyclo-trimethylene trinitramine (RDX) + cyclo-tetramethylene tetranitramine (HMX), trinitrotoluene (TNT), perchlorate, pH, and whole effluent toxicity, as well as monitoring for flow, and total phosphorous.

Harshman Construction
1648 F P Road
Cedar Point, KS 66843

Neosho River via
Turkey Creek via
Duck Creek

Process
Wastewater

Kansas Permit No. I-NE70-PO04

Federal Permit No. KS0099627

Legal Description: SW¼, S28, T23S, R15E, Woodson County, Kansas

Facility Name: Drake Quarry

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This is a limestone quarrying and crushing operation with no washing. The proposed permit contains generic language to protect the waters of the State.

NCK Quarries, LLC
414 E Kansas Avenue
Smith Center, KS 66843

Solomon River via
Beaver Creek via
Middle Beaver Creek via
Bachelors run via
Unnamed Tributary

Process
Wastewater

Kansas Permit No. I-SO38-PO02

Federal Permit No. KS0100501

Legal Description: SE¼, S22 and NE¼, S27, T1S, R14W, Smith County, Kansas

Facility Name: NCK Quarries

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This is a quartzite stone quarrying and crushing operation with no washing. The proposed permit contains generic language to protect the waters of the State.

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or objections considered in the decision-making process. Comments or objections should be submitted to the attention of Livestock Waste Management Section for agricultural related draft documents or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas 66612-1367.

All comments regarding the draft documents or application notices received on or before **July 20, 2019**, will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-19-214/221, KS-Q-19-124/126) and name of the

applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the Secretary of Health and Environment will issue a determination regarding final agency action on each draft document/ application. If response to any draft document / application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC).

All draft documents / application and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdheks.gov/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m., Monday through Friday, excluding holidays.

Lee A. Norman, M.D.
Secretary
Kansas Department of Health and Environment